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Message Text

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53
ORIGIN NEA-12

INFO OCT-01 PM-07 L-03 H-03 CIAE-00 INR-10 NSAE-00 RSC-01

ADP-00 /037 R

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APPROVED BY: NEA/IRN:JOHN H. ROUSE, JR.
PM/MAS:MR. GREY (DRAFT)
L/PM:MR. FIELDS
H:MR. SCHNEE
---------- 031885
R 222116Z AUG 73
FM SECSTATE WASHDC
TO AMEMBASSY TEHRAN
INFO SECDEF
USCINCEUR

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C O R R E C T E D C O P Y (LINE OMITTED PARA 2)

E.O. 11652: N/A
TAGS: MASS, IR
SUBJECT: SECURITY ASSISTANCE LEGISLATION

REF: TEHRAN 5881

1. ESSENTIAL PROVISIONS OF NELSON AMENDMENT SET FORTH IN PARA 2. FULL TEXT BEING POUCHED. AMENDMENT HAS NOT YET BEEN ADOPTED BY CONFERENCE COMMITTEE AND DEPARTMENT CONTINUES TO OPPOSE IT. IF ENACTED, AMENDMENT AS NOW DRAFTED WOULD NOT APPEAR TO COVER DIRECT COMMERCIAL SALES. THUS IN PURCHASES WHERE GOI MIGHT OBJECT TO VETTING OF SALES IN ADVANCE UNDER AMENDMENT, IT COULD, OF COURSE, HAVE OPTION OF SIGNING DIRECT CONTRACT.

2. QUOTE. SEC. 1107. (A) PRIOR TO MAKING ANY SALE, CREDIT SALE, OR GUARANTY TO ANY COUNTRY UNDER THIS PART
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EXCEEDING DOLS 25,000,000, AND PRIOR TO MAKING ANY SALE,

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CREDIT SALE, OR GUARANTY TO ANY COUNTRY UNDER THIS PART IN ANY FISCAL YEAR, THE AMOUNT OF WHICH, WHEN ADDED TO ALL OTHER SALES, CREDIT SALES, AND GUARANTIES MADE DURING SUCH YEAR TO THAT COUNTRY WILL EXCEED DOLS 50,000,000 FOR THAT FISCAL YEAR, THE PRESIDENT SHALL TRANSMIT A WRITTEN REPORT TO THE SENATE AND THE HOUSE OF REPRESENTATIVES ON THE SAME DAY GIVING A COMPLETE EXPLANATION WITH RESPECT TO SUCH PROPOSED SALE, CREDIT SALE, OR GUARANTY, ANY SUCH REPORT SHALL NOT INCLUDE AN EXPLANATION RELATING TO MORE THAN ONE PROPOSED SALE, CREDIT SALE, OR GUARANTY.
(B)(1) THE PRESIDENT MAY MAKE SUCH SALE, CREDIT SALE, OR GUARANTY 30 DAYS AFTER THE REPORT HAS BEEN SO TRANSMITTED UNLESS, BEFORE THE END OF THE FIRST PERIOD OF 30 CALENDAR DAYS OF CONTINUOUS SESSION OF CONGRESS AFTER THE DATE ON WHICH THE REPORT IS TRANSMITTED, EITHER HOUSE ADOPTS A RESOLUTION DISAPPROVING THE SALE, CREDIT SALE, OR GUARANTY WITH RESPECT TO WHICH THE REPORT IS MADE.

(2) FOR PURPOSES OF PARAGRAPH (1) OF THIS SUBSECTION--

(A) THE CONTINUITY OF A SESSION IS BROKEN ONLY BY AN ADJOURNMENT OF THE CONGRESS SINE DIE; AND

(B) THE DAYS ON WHICH EITHER HOUSE IS NOT IN SESSION BECAUSE OF AN ADJOURNMENT OF MORE THAN 3 DAYS TO A DAY CERTAIN ARE EXCLUDED IN THE COMPUTATION OF THE 30-DAY PERIOD. UNQUOTE.

REMAINDER OF SECTION DEALS WITH INTERPRETATIONS AND PROCEDURES APPLICABLE TO CONGRESSIONAL CONSIDERATION OF PRESIDENTIAL REPORT. ROGERS

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